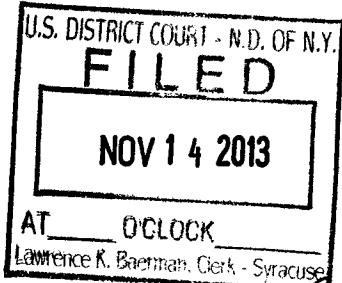


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

Willie Wmosey)
Plaintiff(s))
vs.)
State of New York)
Jon Doe, 1)
Jon Doe, 2)
Sgt Cudg)
Defendant(s))



Civil Case No.:

CIVIL
RIGHTS
COMPLAINT
PURSUANT TO
42 U.S.C. § 1983

Plaintiff(s) demand(s) a trial by: JURY COURT (Select only one).

Plaintiff(s) in the above-captioned action, allege(s) as follows:

I was ruffed up so bad my shoulder has to have major surgery. Therefore denied due process JURISDICTION

1. This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1333(3) and (4) and 2201.

PARTIES

2. Plaintiff: Willie Wmosey
Address: Bare Hill Correctional Facility
Celler Box 20 181 Brand Road Malone New York
12953

Additional Plaintiffs may be added on a separate sheet of paper.

3. a. Defendant: Sgt Cudg
Official Position: Sgt
Address: Mid State Correctional Facility
P.O. Box 2500 Marcy NY 13403

b. Defendant: Tom Doe
Official Position: Correctional Officer
Address: Mid State Correctional
P.O. Box 2500 Marcy NY, 13403

c. Defendant: Tom Doe
Official Position: Correctional Officer
Address: Mid State Correctional
Po Box 2500 Marcy NY 13403

Additional Defendants may be added on a separate sheet of paper.

4.

FACTS

Set forth the facts of your case which substantiate your claim of violation of your civil and/or Constitutional rights. List the events in the order they happened, naming defendants involved, dates and places.

Note: You must include allegations of wrongful conduct as to EACH and EVERY defendant in your complaint. (You may use additional sheets as necessary).

On May 30/2013 I was walking toward the yard gate when I was asked a question by Sgt Cuda. I asked what did he say Sir, one of the C.O. what are you fucking doin at the time I had a mouth full of chewing tabacco so I spit out so I could talk to the Sgt and answer his question properly when I did several C.O. tackled me and started chocking me one of them started dragging me into the both where the metal detector was they continued to chock me and twist my left arm I was hit on my head back Left shoulder repeatedly while I was being assaulted I tried to protect ↓

② My head with my body by leaning to my right when I moved the officers got ruffler I told them I'm not fighting back "ya got it" I said they replied at that time you fucking right bigger we got it but they kept hitting me in my clavical area on my left side I yell out y'all see this trying to get the attention of anyone to help but none came I told them your hurting me please Stop my Shoulder my Shoulder I yelled and that time someone get him in the van once they got me behind the booth detector they twisted my arm even more through me to the ground put there knee on my neck back and picked me up by my cuff I felt my Shoulder snap I yelled with seemed to make them angrier once they got me in the van they called me a piece of shit, hommie, nigger hairy mutha fucker who lies of welfare, and tax paye money, Said I was a rat threatened to make somthing happen they could make it look like an accident in there god I was scared for my life I used my self once I got to the building they the C.O's involved put me in a black cage in a back room and locked the cage



where Sgt Cuda came in with
a stick hitting the cage telling me
I made him look stupid in front
of his friends & coworkers he called
me stupid black nigger he then ask
me if I was blood I replied no
he then said well your going to
be I going to have you stabbed
you piece of shit "fucking niggers"
I asked what did I do I repeatedly
apologized the Sgt told me to "fuck
my apologies you know what we
do to bloods" I replied I'm not
a blood I'm from Waltham MA I don't
know any thing about a blood
he then told me to shut up nigger
I'll fix you fucking Embarrass me
then a CO came and got me
brought me to another room where
I was patted down for like the third
time made to strip of my clothes
then the CO put hand cuffs on me
while I was naked I wasn't
sure that was procedure or not
then he asked me to bend over and
lift my feet then to spread my ass
cheeks I refused saying it impossible
I have cuff on he replied what
are you stupid like your hands what
you hidin's somethin's in there you got
drugs in your ass I replied no he said

③

Then Spread your ass & I can't
& I said then he shoved his stick
between my cheeks poking at my
rectum once or twice going to far
and I felt a sharp pain I was
trying to move but I had limited
motivin and was scared to death
my ass was hurting I explained
I had nothing in there I begged
him to calm down I'm not a threat
to him then I was escorted to my
cell with just my pants on My
shoulder was killing me my rectum
hurt. I was then locked in cell 16 I believe
with a toilet that didn't flush I checked
my rectum and it was bleeding I was
terrified and confused I sat there until
the nurse came to see me she asked
if I had anything wrong with me and
would I be alright I told her my
shoulder hurt and that I would like
to talk to her privately she said
you can talk in front of the officer
and to put in a sick call no medical
treatment was given to me for the
next two month or so I tried to
mail out letter to Lt's and Super
intendant but the Co.'s would rip them
up in front of my cell and ask me
who was this supposed to go to when
the Lt's walk by my cell they would not stop.

There was legal work I
was not allowed to have because
I was in the box & I tried
to learn my rights to get
help & I was denied grievance
form constantly called spitch,
piece of shit, rat fuck by C.O's
and Inmates because of the CO's
let them they shortened my life
if I went to the Lt or Superintendent
I was transferred to ~~to~~ Box 8hu 200
and met with the Lt who would not give
me p.c. protection custody unless I
said it was because of the bloods.

{ I ask Sgt Cula on ~~May~~ 30 2013 for
protection custody and was denied
at 11:36 pm and again by Lt.

I was again transferred to 10 building
were on Aug 1 I was transferred to
Bare hill where I sought immediate
Medical treatment.

At Mid State Correctional the nurse
was negligent in my treatment
the Sgt & CO's assaulted me and
violated my Civil Rights slandered
my name in the Penal System of Corrections
putting my life in danger with inmates, sexual
assaulted me shortened my life & I was
also denied due process (no grievance) process

5.

CAUSES OF ACTION

Note: You must clearly state each cause of action you assert in this lawsuit.

FIRST CAUSE OF ACTION

Assault personal Injury

SECOND CAUSE OF ACTION

Civil Rights Violations
~~Violation of due process~~

THIRD CAUSE OF ACTION

*Violation of due process
Denial of due process
and certain legal work*

6. PRAYER FOR RELIEF

WHEREFORE, plaintiff(s) request(s) that this Court grant the following relief:

Compensatory & Punitive Damages in the amount of \$1,000,000
fire all parties of Employment
and I would like an apology.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: 11/5/13

William Moses
Wells Moses

Signature of Plaintiff(s)
(all Plaintiffs must sign)

02/2010

State of New York Court of Claims

Willie Nikki Moses

X

-against-

The State of New York

~~████████████████████~~

Sgt Cada
Jan do T 1
Jan do 4 2

Notice of Intention
to File Claim

X
TO THE ATTORNEY GENERAL OF THE STATE OF NEW YORK:

PLEASE TAKE NOTICE, that the undersigned Willie U Moses, intends to file a claim against the State of New York, pursuant to Sections 10 and 11 of the Court of Claims Act.

The post office address of the claimant herein is:

Barc Hill Corrections I
Facility Caller Box 20, 1st Brand Road Malone, New York 12953

For the time being I am representing myself.

The time and place where such claim arose and the nature of my claim is as follows:
May 30th 2013 Mid State Correctional Facility, Yard Gate I was

assaulted by several officers & one Sgt. my claim is for psycal damage
to my shoulder left side Emotional damage from being probad during a
body check with the officers ~~████████████████~~, Civil Rights violations
defamation of character, threats, deprived of due process "Grievance" and medical
treatment

Dated:

_____, 20____
_____. New York

Willie Moses
Claimant

VERIFICATION

State of New York)

)ss.:

I, Willie Moses, being duly sworn, deposes and says:

I am over the age of 18 and reside at

Bare Hill Correctional Facility
Cellar Box 20, 181 Brand Road
Malone New York 12953

I am the above named claimant, and I have read the foregoing claim against the State of New York and know its contents; the same is true to my knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters, I believe them to be true.

Very truly yours,

Willie Moses
Claimant

Sworn to before me this 04
day of November, 2013

Laurie Ann Fobare
NOTARY PUBLIC

LAURIE ANN FOBARE
Notary Public, State of New York
No. 01FO6175693
Qualified in St. Lawrence County
Commission Expires 10-15-15

State of New York Court of claims

Willie u moses

- against -

The state of New York

Notice of Intention
to file claim

To the Attorney General of the State of New York

Please Take Notice, That the undersigned willie u moses,
Intends to file a claim against the State of New York,
Pursuant to Section 10 and 11 of the Court of Claims Act

The post office address I can be reach is Bare Hill
Correctional Facility Caller Box 20, 181 Branch Road Malone
Newyork 12953

For the time Being I am Representing my self

during the months of Aug through Sept, I complained about
severe pain in my shoulder I was sent to see the ^{Cosimo Ferrari} primary care doctor at Bare Hill Facility the doctor ordered
X Ray and MRI shortly after I went for X Rays the doctor then Secuald
X rays came back positive for dislocation the doctor then Secuald
me for an MRI inbetween that time I then received a letter
from the clinic at Bare Hill that no further treatment was
needed on my shoulder at that point I went back to the nurse
at the clinic and the doctor told me I was healing and a little
excercise would help but he gave me no instruction as how to do it
or be safe so I took the doctors advice went to the gym while
doing my first rep of dumbbell bench press my shoulder gave out
and my arm went numb my hand fell on the clamp and the sixty
pound fall cutting of my left middle finger we had to have it sown back
on but now I have limited movement and no feeling in the tip of believe
the doctor was negligent in my treatment and information

Date 11/4/13, 20 13

Malone, New York

Willie Moses
Claimant

Verification

State of New York
JSS:

I, Willie W Moses, being duly sworn, deposes and says:

I am over the age of 18 and Reside at
Bare Hill Correctional Facility
Celler Box 20, 181 Brazil Road
Malone, New York 12953

I am the above named claimant, and I have read the foregoing claim against the State of New York and know it's contents; the same is true to my knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters, I believe them to be true.

Very truly yours,

Willie Moses

Sworn to before me this —
day of 24 Month, 20 13


Notary Public

LAURIE ANN FOBARE
Notary Public, State of New York
No. 01FO6175693
Qualified in St. Lawrence County
Commission Expires 10-15-15